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**REGULAR MEETING  
CITY COUNCIL  
MARCH 4, 2004**

**ROLL CALL:**

MR. WOJCIK, MR. MAHONEY, MR. JUDGE, MR. DUNNE, MR. KROGH, MRS. COLLIER, MS. MESSICK, MR. ARMET, MRS. MAHAR DERGURAHIAN

**PUBLIC FORUM: LIST OF SPEAKERS ON FILE IN THE CLERK'S OFFICE**

**LOCAL LAW NO. 1 (INTRO #1)**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**LOCAL LAW NO. 1 (INTRO.#1) FOR 2003 AMENDING LOCAL LAW NO. 1 FOR 2001 AMENDING  
PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION REGARDING MAXIMUM INCOME  
LEVELS FOR HOMEOWNERS ON PERMANENT SOCIAL SECURITY DISABILITY**

BE IT ENACTED, by the City Council of the City of Troy as follows:

Section 1. (Scope of Exemption)

Real property shall be exempt from taxation to the extent as provided in the schedule herein if: owned by one or more persons with disabilities, or real property owned by a husband, wife, or both, or by siblings, at least one of whom has a disability, and whose income, as hereafter defined, is limited by reason of such disability, shall be exempt from taxation by to the extent of fifty per centum of the assessed valuation thereof as hereinafter provided.

Section 2. (Table of exemption)

Percentage	Assessed Valuation Exempt from Taxation
Annual Income	
Less than <del>\$20,500</del> <u>\$21,500</u>	50%
More than <del>\$20,500</del> <u>\$21,500</u> but less than <del>\$21,500</del> <u>\$22,500</u>	45%
More than <del>\$21,500</del> <u>\$22,500</u> but less than <del>\$22,500</del> <u>\$23,500</u>	40%
More than <del>\$22,500</del> <u>\$23,500</u> but less than <del>\$23,500</del> <u>\$24,500</u>	35%
More than <del>\$23,500</del> <u>\$24,500</u> but less than <del>\$24,400</del> <u>\$25,400</u>	30%
More than <del>\$24,400</del> <u>\$25,400</u> but less than <del>\$25,300</del> <u>\$26,300</u>	25%
More than <del>\$25,300</del> <u>\$26,300</u> but less than <del>\$26,200</del> <u>\$27,200</u>	20%
More than <del>\$26,200</del> <u>\$27,200</u> but less than <del>\$27,100</del> <u>\$28,100</u>	15%
More than <del>\$27,100</del> <u>\$28,100</u> but less than <del>\$28,000</del> <u>\$29,000</u>	10%
More than <del>\$28,000</del> <u>\$29,000</u> but less than	

(B) A person with a disability is one who has a physical or mental impairment, not due to current use of alcohol or illegal drug use, which substantially limits such person's ability to engage in one or more major life activities, such as caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning and working, and who is

- I. Certified to receive Social Security Disability Insurance (SSDI) or
- II. Certified to receive Railroad Retirement Disability benefits under the Federal Railroad Retirement Act, or
- III. Has received a certificate from the State Commission for the Blind and Visually Handicapped stating that such person is legally blind.

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An award letter from the Social Security Administration or the Railroad Retirement Board or a certificate from the Stotate Commission for the Blind and Visually handicapped shall be submitted as proof of disability.

Section 4. Any exemption provided by this local law shall be computed after all other partial exemptions allowed by law have been subtracted from the total amount assessed; provided, however, that no parcel may receive an exemption pursuant to both this local law and Local Law No. 1 for the year 1967, as amended.

Section 5. No exemption shall be granted:

- I. If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date making application for exemption exceeds the sum of twenty-nine thousand nine hundred dollars (29,900). Income tax year shall mean the twelve month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year. Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except where the husband or wife, or ex-husband or ex-wife is absent from the property due to divorce, legal separation or abandonment, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum. Such income shall include Social Security and Retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances or money earned through employment in the federal Foster grandparent program and any such income shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for any insurance. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for production of income or
- II. Unless the real property is the legal residence of and is occupied in whole or in part by the disabled person; except where the disabled person is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in New York Public Health law section 2801, provided that any income accruing to that person shall be considered income for purposes of this section only to the extent that it exceeds the amount paid by such person or spouse or sibling of such person for care in the facility.

Section 6. Title to that portion of real property owned by a cooperative apartment corporation in which a tenant-stockholder of such corporation resides, and which is represented by his share or shares of stock in such corporation as determined by its or their proportional relationship to the total outstanding stock of the corporation , including that owned by the corporation, shall be deemed to be vested in such tenant-stockholder.

Section 7. That proportion of the assessment of such real property owned by a cooperative apartment corporation determined by the relationship of such real property vested in such tenant-stockholder to such entire parcel and the buildings thereon owned by such cooperative apartment corporation in which such tenant – stockholder resides shall be subject to exemption from taxation pursuant to this local law and any exemption so granted shall be credited by the appropriate taxing authority against the assessed valuation of such real property; the reduction in real property taxes realized thereby shall be credited by the cooperative apartment corporation against the amount of such taxes otherwise payable by or chargeable to such tenant-stockholder.

Section 8. Application for such exemption must be made annually by the owner, or all of the owners of the property, on forms prescribed by the State Board, and shall be filed in the office of the Assessor for the City of Troy on or before June 1<sup>st</sup> of each year, provided, however, proof of a permanent disability need be submitted only in the year exemption pursuant to this local law is first sought or the disability is first determined to be permanent.

Section 9. At least sixty days prior to the appropriate taxable status date, the Assessor shall mail to each person who was granted exemption pursuant to this local law on latest completed assessment roll an application form and a notice that such application must be filed on or before June 1<sup>st</sup> and be approved in order for the exemption to continue to be granted. Failure to mail such application form or the failure of such person to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

Section 10. Notwithstanding any other provision of law to the contrary, the provisions of this local law shall apply to real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption, pursuant to section 1 of this local law, were such person or persons the owner or owners of such real property.

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Section 11. This Local Law shall take effect upon filing in accordance with State law.

Approved as to form, January 22, 2004

John P. Hicks, Corporation Counsel

**LOCAL LAW NO. 1 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 03/05/04

SEE SUPPORT DOCUMENTATION WITH LEGISLATION – LOCAL LAW ON FILE WITH NYS DEPT OF STATE

**LOCAL LAW NO. 2 (INTRO#2)**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER DUNNE**

**LOCAL LAW NO. 2 (INTRO. #2) FOR 2003 AMENDING LOCAL LAW NO. 2 FOR 2001 AMENDING  
PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION REGARDING MAXIMUM INCOME  
LEVELS FOR SENIOR CITIZENS**

BE IT ENACTED, by the City Council of the City of Troy as follows:

Section 1. Article XIII. Sec. 1 of the Troy Code is hereby amended to read as follows:

Real property shall be exempt from taxation to the extent as provided in the schedule herein if:

- (i) owned by one (1) or more persons, each of whom is age sixty-five (65) years of age or older, or will become sixty-five (65) years of age on or before December thirty-first of the same year of the appropriate taxable status date; or
- (ii) owned by husband and wife, one of whom is sixty-five (65) years of age or older or will become sixty-five (65) years of age before December thirty-first of the same year of the appropriate taxable status date.

Annual Income	Percentage Assessed Valuation Exempt from Taxation
<del>20,500</del> <u>\$21,400</u> or less	50%
More than <del>20,500</del> <u>21,500</u> but less than <del>21,500</del> <u>22,500</u>	45%
More than <del>21,500</del> <u>22,500</u> but less than <del>22,500</del> <u>23,500</u>	40%
More than <del>22,500</del> <u>23,500</u> but less than <del>23,500</del> <u>24,500</u>	35%
More than <del>23,500</del> <u>24,500</u> but less than <del>24,400</del> <u>25,400</u>	30%
More than <del>24,400</del> <u>25,400</u> but less than <del>25,300</del> <u>26,300</u>	25%
More than <del>25,300</del> <u>26,300</u> but less than <del>26,200</del> <u>27,200</u>	20%
More than <del>26,200</del> <u>27,200</u> but less than <del>27,100</del> <u>28,100</u>	15%
More than <del>27,100</del> <u>28,100</u> but less than	

Sec. 3 (Condition for exemption.)

No exemption shall be granted.

- (a) If the income of the owner or the combined income of the owners of the property exceeds the sum of twenty-nine thousand nine hundred dollars (\$29,900.00) for the calendar year preceding the date of making application for exemption. Where title is vested in either the husband or wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, net

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rental income, salary or earnings, and net income from self-employment, but shall not include gifts or inheritance.

Section 3. This act shall take effect immediately upon adoption and filing in accordance with State law.

Approved as to form, January 22, 2004

John P. Hicks, Corporation Counsel

**LOCAL LAW NO. 2 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 03/05/04

SEE SUPPORT DOCUMENTATION WITH LEGISLATION – LOCAL LAW ON FILE WITH NYS DEPT OF STATE

**ORDINANCE NO. 1**

**INTRODUCED BY: COUNCIL MEMBER WOJCIK**

**SECONDED BY: COUNCIL MEMBER KROGH**

**ORDINANCE AUTHORIZING SETTLEMENT OF CLAIM AGAINST CITY OF TROY – JOSEPH E. TACELLI**

The people of the City of Troy, convened in City Council, ordains as follows:

The attached Agreement of Compromise and Settlement and General Release dated January 27, 2004.

Approved as to form, February 17, 2004

John P. Hicks, Corporation Counsel

**ORDINANCE NO. 1 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 03/05/04

SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 2**

**INTRODUCED BY: COUNCIL MEMBER MESSICK**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**ORDINANCE AMENDING THE 2004 CITY BUDGET TO AMEND THE 2004 WATER FUND BUDGET TO ACCOUNT FOR US EPA GRANT FUNDS**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2004 water fund budget is herein amended as set forth in Schedule A entitled:

2004 Water Fund Budget Amendment

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 17, 2004

John Hicks, Corporation Counsel

**ORDINANCE NO. 2 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 3**

**INTRODUCED BY: COUNCIL MEMBER ARMET**

**SECONDED BY: COUNCIL MEMBER DUNNE**

**ORDINANCE AMENDING THE POLICE DEPARTMENT’S LOCAL LAW ENFORCEMENT BLOCK SPECIAL GRANT FUND – CD8295**

The City of Troy, in City Council, convened, ordains as follows:

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Section 1. The City of Troy local law enforcement block special grant fund (CD-8295) is herein amended as set forth in Schedule A entitled:

Special Grant Fund Project Amendment – CD8295

Which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 17, 2004

John Hicks, Corporation Counsel

**ORDINANCE NO. 3 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 4**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER COLLIER**

**ORDINANCE AMENDING THE 2004 CITY BUDGET TO AUTHORIZE THE TRANSFER OF FUNDS**

The City of Troy, convened in City Council, ordains as follows:

Section 1. The 2004 City Budget is hereby amended to provide for the transfer of funds as provided in Schedule “A” entitled

Budget Amendment – Police Department

Which is attached hereto and made a part hereof.

Section 2. This act shall take effect immediately.

Approved as to form, February 17, 2004

John Hicks, Corporation Counsel

**ORDINANCE NO. 4 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 5**

**INTRODUCED BY: COUNCIL MEMBER ARMET**

**SECONDED BY: COUNCIL MEMBER MAHONEY**

**ORDINANCE ESTABLISHING A SPECIAL GRANT FUND – CD8296 FROM THE DIVISION OF  
CRIMINAL JUSTICE SERVICES FOR A JUVENILE ALTERNATIVE SENTENCING PROGRAM**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. This ordinance establishes a special revenue grant fund (DCJS #JB02520805) from the Division of Criminal Justice Services for an alternative sentencing program for juveniles (CD – 8296) is herein amended as set forth in Schedule A entitled:

Special Grant Fund Project Juvenile Accountability Block Grant – CD8296

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 17, 2004

John Hicks, Corporation Counsel

**REGULAR MEETING  
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**ORDINANCE NO. 5 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 6**

**INTRODUCED BY: COUNCIL MEMBER ARMET**

**SECONDED BY: COUNCIL MEMBER MESSICK**

**ORDINANCE AMENDING THE CITY OF TROY 2004 OPERATING BUDGET TO ACCEPT  
FEDERAL EMERGENCY MANAGEMENT AGENCY FUNDS RELATIVE TO EQUIPMENT  
PURCHASES AS DEFINED IN THE FIREFIGHTERS GRANT PROGRAM**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2004 operating budget is herein amended as set forth in Schedule A entitled:

2004 Budget Amendment  
Public Safety – Federal Aid Emergency Disaster

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 17, 2004

John Hicks, Corporation Counsel

**ORDINANCE NO. 6 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 7**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER KROGH**

**ORDINANCE AUTHORIZING THE CITY COMPTROLLER TO REFUND CHARGES  
INADVERTENTLY RELEVIED ON 2004 TAX BILLS**

WHEREAS, it appears that the City deems it necessary to reimburse the following inadvertent relevied 2004 tax bill charges:

Kenneth P. Durivage - \$250.00  
Mark & Coleen Uhmman - \$250.00  
Charles T. Sheffer - \$250.00  
Pridemark Properties - \$250.00

Approved as to form, February 17, 2004

John P. Hicks, Corporation Counsel

**ORDINANCE NO. 7 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 9**

**INTRODUCED BY: COUNCIL MEMBER WOJCIK**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**ORDINANCE AUTHORIZING THE ACCEPTANCE OF A DEED FOR LANDS TO BE DEDICATED  
TO THE CITY OF TROY FOR HIGHWAY PURPOSES, SAID STREET TO BE KNOWN AS MONETA  
OVERLOOK DRIVE AND DEDICATING SAME AS A PUBLIC STREET**

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THE CITY OF TROY, IN CITY COUNCIL CONVENED, ORDAINS AS FOLLOWS:

Section 1. The City of Troy, upon the conditions set forth herein, accepts a deed for lands to be dedicated to the City of Troy for highway purposes, said street to be known as Moneta Overlook Drive, City of Troy, more particularly described in Schedule "A" attached hereto and made a part hereof. Those conditions are as follows:

- a. Demasi Community Development LLC shall post a performance bond in the amount of FIFTEEN THOUSAND DOLLARS (\$15,000.00) insure performance of and cover the estimated costs of completion of the street, in accordance with the previously approved plans. Said work shall be completed as soon as weather permits but in no event later than June 15, 2004.
- b. Approval by the City of Troy, Department of Public utilities of the water, sewer and storm water installations.

Section 2. Said Moneta Overlook Drive more particularly described in Schedule "A" annexed hereto and made a part hereof is hereby dedicated as a right-of-way of Moneta Overlook Drive.

Section 3. The City of Troy hereby determines that the parcel more particularly described in the annexed schedule is necessary for public purposes.

Section 4. The Commissioner of Public Works is hereby directed to file a map of said parcel in the office of the City Clerk and the City Engineer.

Section 5. This ordinance shall be effect immediately upon the placement of the performance bond and approval by the Department of Public Utilities of the water storm and sewer installations and receipt by the Corporation Counsel of a policy of fee title insurance acceptable to the Corporation Counsel. The premium for said policy shall be borne by the developer.

Approved as to form, February 27, 2004

John P. Hicks, Corporation Counsel

**ORDINANCE NO. 9 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SCHEDULE "A" ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 10 a.**

**INTRODUCED BY: COUNCIL MEMBER WOJCIK**

**SECONDED BY: COUNCIL MEMBER MESSICK**

**ORDINANCE APPROVING SETTLEMENT OF CERTIORARI PROCEEDINGS INSTITUTED BY  
VARIOUS PROPERTY OWNERS LOCATED IN THE CITY OF TROY AND ON THE ASSESSMENT  
ROLL OF THE CITY OF TROY.**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The Corporation Counsel of the City of Troy is hereby authorized to compromise and settle certiorari proceedings instituted by the following taxpayers as provided in certain stipulations on file with the office of the Corporation Counsel:

Brian Livolsi	112.-4-24
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Current Assessment:	\$442,000.00
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Section 2. The Corporation Counsel of the City of Troy is hereby authorized to execute the necessary stipulations for the settlement of the proceedings and the Orders based on said stipulations shall authorize the City Treasurer of the City of Troy to prepare new tax bills in the proper form based on the above referenced assessments and shall further authorize the Department of Finance and the City of Troy to revise the assessment roll for years involved to reflect said changes.

Section 3. Upon receipt by the City Treasurer and the City Comptroller of the executed Stipulations and Orders said tax rolls shall be adjusted accordingly and the necessary refunds will be made to the respective property owners.

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**MARCH 4, 2004**

Section 4. This Ordinance shall take effect immediately.

Approved as to form, February 27, 2004

John P. Hicks, Corporation Counsel

**ORDINANCE NO. 10 a. PASSED – AYES: 8 NOES: 1 (Noes: Judge)**

To Mayor, 3/5/04 for Executive Action – Not Endorsed, Returned 3/05/04

**SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 10C**

**INTRODUCED BY: COUNCIL MEMBER WOJCIK**

**SECONDED BY: COUNCIL MEMBER KROGH**

**ORDINANCE APPROVEING SETTLEMENT OF CERTIORARI PROCEEDINGS INSTITUTED BY  
VARIOUS PROPERTY OWNERS LOCATED IN THE CITY OF TROY AND ON THE ASSESSMENT  
ROLL OF THE CITY OF TROY.**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The Corporation Counsel of the City of Troy is hereby authorized to compromise and settle certiorari proceedings instituted by the following taxpayers as provided in certain stipulations on file with the office of the Corporation Council:

Jeffrey Raia

111.60-9-7

Section 2. The Corporation Counsel of the City of Troy is hereby authorized to execute the necessary stipulations for the settlement of the proceedings and the Orders based on said stipulations shall authorize the City Treasurer of the City of Troy to prepare new tax bills in the proper form based on the above referenced assessments and shall further authorize the Department of Finance and the City of Troy to revise the assessment roll for years involved to reflect said changes.

Section 3. Upon receipt by the City Treasurer and the City Comptroller of the executed Stipulations and Orders said tax rolls shall be adjusted accordingly and the necessary refunds will be made to the respective property owners.

Section 4. This ordinance shall take effect immediately.

Approved as to form-----, 2004

John Hicks, Corporation Counsel

**ORDINANCE NO. 10C PASSED – AYES: 8 NOES: 7 (Noes: Judge)**

To Mayor, 3/5/04 for Executive Action – Not Endorsed, Returned 3/05/04

**SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**RESOLUTION NO. 1**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**RESOLUTION APPOINTING COMMISSIONERS OF DEEDS**

BE IT RESOLVED, that the City Council hereby appoints the following persons Commissioners of Deeds for the City of Troy for a two year term commencing March 4, 2004 through March 3, 2006:

William C. Leahy  
Business Address:

10 Audrey Lane, Wynantskill, NY 12198  
Leahy Funeral Home 336 Third Street, Troy, NY 12180

Deborah Picarillo  
Howard M. Teal  
Anthony D. Perfetti  
Robert L. Paul

466 6<sup>th</sup> Avenue, Troy, NY 12182  
6 Jene Avenue, Troy, New York  
1943 Fifth Avenue, Troy, New York  
55 State Street, Troy, New York



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**MARCH 4, 2004**

Approved as to form, February, 26, 2004

John P. Hicks, Corporation Counsel

**RESOLUTION NO. 1 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**RESOLUTION NO. 2**

**INTRODUCED BY: COUNCIL MEMBER WOJCIK**

**SECONDED BY: COUNCIL MEMBER MAHONEY**

**RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT  
WITH ANIMAL PROTECTIVE FOUNDATION TO PROVIDE A SUBSIDIZED ANIMAL  
SPAYING/NEUTERING PROGRAM**

WHEREAS, it appears it would be in the interest of the City of Troy to support and promote an animal spaying and neutering program for income eligible Troy citizens;

WHEREAS the cost and physical access to these services are detrimental to families with low income:

WHEREAS, proliferation of animal control is a quality of life issue in urban neighborhoods;

NOW THEREFORE BE IT RESOLVED, that the Mayor, on behalf of the City of Troy, is herein authorized to sign a cooperative agreement with Animal Protective Foundation's Pet Pal Mobile Clinic to provide subsidized spay and neuter services to pet owners with financial need.

RESOLVED, that the term of the contract shall be from April 1, 2004 through March 31, 2005 and may be renewed for two (2) successive twelve (12) month periods:

RESOLVED that there is no cost to the City of Troy;

RESOLVED that Animal Protective Foundation provide the City of Troy with evidence of liability insurance; and

BE IT FURTHER RESOLVED, that any sites to be used by the Animal Protective Foundation shall be pre-approved by the City of Troy.

Approved as to form, February 27, 2004

John P. Hicks, Corporation Counsel

**RESOLUTION NO. 2 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

**SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**RESOLUTION NO. 3**

**INTRODUCED BY: COUNCIL PRESIDENT DERGURAHIAN**

**SECONDED BY: COUNCIL MEMBER ARMET**

**AMENDED RESOLUTION APPOINTING AND REAPPOINTING CITY MARSHALS OF THE CITY  
OF TROY**

WHEREAS, pursuant to Section 13.06 of the City Charter of Troy, the City Council is authorized to appoint as many persons as may be necessary, not exceeding five (5) unless a greater number be at any time prescribed by the City Council to act as Marshals of the City Court;

WHEREAS, Jack Smith Replaces Rel J. Teta as Troy City Marshal effective immediately;

WHEREAS, Tony Burke Replaces Scott Schmiedeshoff as Troy City Marshal effective immediately; and

WHEREAS, Tom Casey is reappointed as Troy City Marshal effective immediately.

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**MARCH 4, 2004**

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby appoint Jack Smith and Tony Burke and reappoint Tom Casey as City Marshals of City Court of the City of Troy.

Approved as to form, March 4, 2004

John P. Hicks, Corporation Counsel

**RESOLUTION NO. 3 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**RESOLUTION NO. 4**

**INTRODUCED BY: COUNCIL MEMBER COLLIER**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**RESOLUTION RADIFYING COOPERATIVE PURCHASE AGREEMENT WITH TOWN OF COLONIE**

WHEREAS, the Town of Colonie and the City of Troy have purchased lawn bags in bulk for purposes of cost reduction and for distribution to their respective citizens; and

WHEREAS, the Town of Colonie is preparing specifications for bidding for such lawn bags for the 2004 recycling season; and

WHEREAS, the City of Troy is desirous of entering into an agreement with the Town of Colonie for the purchase of said bags. A copy of said Cooperative Purchase Agreement is annexed hereto.

NOW, THEREFORE, BE IT RESOLVED, that the City of Troy enter into a Cooperative Purchase Agreement with the Town of Colonie and be it further resolved that the Mayor of the City of Troy execute any and all documents necessary to effect said agreement.

Approved as to form, March 3, 2004

John P. Hicks, Corporation Counsel

**RESOLUTION NO. 4 PASSED – UNANIMOUS**

To Mayor, 3/5/04 for Executive Action – Approved, Returned 3/05/04

SEE SUPPORT DOCUMENTATION WITH LEGISLATION